

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|   |                        |                         |
|---|------------------------|-------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/803,419              |
|   | Filing Date            | March 18, 2004          |
|   | First Named Inventor   | Daniel D. Friel, et al. |
|   | Art Unit               | 3723                    |
|   | Examiner Name          | H. Shakeri              |
| Total Number of Pages in This Submission  | Attorney Docket Number | FRIEL-105               |

## ENCLOSURES (Check all that apply)

|   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><br><input type="checkbox"/> Fee Attached<br><br><input type="checkbox"/> Amendment/Reply<br><br><input type="checkbox"/> After Final<br><br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><br><input type="checkbox"/> Reply to Missing Parts under<br>37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____<br><br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication<br>to TC<br><br><input type="checkbox"/> Appeal Communication to Board of<br>Appeals and Interferences<br><br><input checked="" type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input type="checkbox"/> Other Enclosure(s) (please<br>Identify below): |
| <div>Remarks</div>  |  |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                                |          |        |
|--------------|--------------------------------|----------|--------|
| Firm Name    | CONNOLLY BOVE LODGE & HUTZ LLP |          |        |
| Signature    |                                |          |        |
| Printed name | Harold Pezzner                 |          |        |
| Date         |                                | Reg. No. | 22,112 |



Application No. (if known): 10/803,419

Attorney Docket No.: 152\*268

## Certificate of Express Mailing Under 37 CFR 1.10

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Harold Pezzner  
Signature

Harold Pezzner

Typed or printed name of person signing Certificate

22,112

Registration Number, if applicable

302-658-9141

Telephone Number


Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Fee Transmittal Form  
Notice of Appeal (1 page)  
Transmittal (1 page)  
Charge \$250.00 to deposit account 03-2775



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PTO/SB/31 (04-05)  
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|   |  |  |  |
|---|--|--|--|
| <b>NOTICE OF APPEAL FROM THE EXAMINER TO<br/>THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>  |  | <b>Docket Number (Optional)</b><br>FRIEL-105 (152*268)                               |  |
| In re Application of<br>Daniel D. Friel, Sr., et al.  |  |  |  |
| Application Number<br>10/803,419  |  | Filed<br>March 18, 2004  |  |
| For <b>PRECISION MEANS FOR SHARPENING AND CREATION OF<br/>MICROBLADES ALONG CUTTING EDGES</b>   |  |  |  |
| Art Unit<br>3723  |  | Examiner<br>H. Shakeri   |  |
| Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the last decision of the examiner.  |  |  |  |
| The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))   |  | \$ 500.00  |  |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:   |  | \$ 250.00  |  |
| <input type="checkbox"/> A check in the amount of the fee is enclosed.  |  |  |  |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.   |  |  |  |
| <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.   |  |  |  |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>03-2775</u> . I have enclosed a duplicate copy of this sheet. |  |  |  |
| <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.   |  |  |  |
| I am the  |  |  |  |
| <input type="checkbox"/> applicant /inventor.   |  | Signature  |  |
| <input type="checkbox"/> assignee of record of the entire interest.<br>See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)  |  | Harold Pezzner<br>Typed or printed name  |  |
| <input type="checkbox"/> attorney or agent of record.<br>Registration number _____  |  | (302) 658-9141<br>Telephone number   |  |
| <input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34.<br>Registration number if acting under 37 CFR 1.34. <u>22,112</u>   |  | <u>April 6, 2006</u><br>Date   |  |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.                            |  |  |  |
| <input type="checkbox"/> *Total of <u>1</u> forms are submitted.  |  |  |  |

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|  |  |                          |                              |                     |           |
|--|--|--------------------------|------------------------------|---------------------|-----------|
| <b>FEE TRANSMITTAL</b><br><b>For FY 2006</b><br><br><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 |  | <b>Complete if Known</b> |                              |                     |           |
|  |  | Application Number       | 10/803,419                   |                     |           |
|  |  | Filing Date              | March 18, 2004               |                     |           |
|  |  | First Named Inventor     | Daniel D. Friel, Sr., et al. |                     |           |
|  |  | Examiner Name            | H. Shakeri                   |                     |           |
| TOTAL AMOUNT OF PAYMENT  |  | (\$)                     | 180.00                       | Art Unit            | 3723      |
|  |  |                          |                              | Attorney Docket No. | FRIEL-105 |

**METHOD OF PAYMENT** (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 03-2775 Deposit Account Name: Connolly Bove Lodge & Hutz LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

**2. EXCESS CLAIM FEES**

| Fee Description                                    | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues)            | 50       | 25                    |
| Each independent claim over 3 (including Reissues) | 200      | 100                   |
| Multiple dependent claims                          | 360      | 180                   |

|                      |                     |                 |                      |                                  |                 |                      |
|----------------------|---------------------|-----------------|----------------------|----------------------------------|-----------------|----------------------|
| <u>Total Claims</u>  | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Multiple Dependent Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
| _____                | _____               | x _____         | = _____              | _____                            | _____           | _____                |
| <u>Indep. Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |                                  |                 |                      |
| _____                | _____               | x _____         | = _____              |                                  |                 |                      |

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof      | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|---|----------|---------------|
| _____        | _____        | _____ / 50 _____ (round up to a whole number) x _____ | = _____  | _____         |

**4. OTHER FEE(S)**

|   | Fees Paid (\$) |
|---|----------------|
| Non-English Specification, \$130 fee (no small entity discount) |                |
| Other (e.g., late filing surcharge): <u>Notice of Appeal</u>    | <u>250.00</u>  |

|                     |                       |                                   |                                 |
|---------------------|-----------------------|-----------------------------------|---------------------------------|
| <b>SUBMITTED BY</b> |                       |                                   |                                 |
| Signature           | <u>Harold Pezzner</u> | Registration No. (Attorney/Agent) | 22,112 Telephone (302) 658-9141 |
| Name (Print/Type)   | Harold Pezzner        | Date                              | <u>4/6/06</u>                   |